



Honorable Gary Spraker
United States Bankruptcy Judge



Entered on Docket
March 11, 2021

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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

DESERT OASIS APARTMENTS, LLC,

Debtor.

Case No. BK-S-18-12456- GS
Chapter 11

**ORDER APPROVING STIPULATION
AMONG TRUSTEES**

Hearing Date: N/A
Hearing Time: N/A

The Court having read and considered the *Stipulation Among Trustees* (the "Stipulation") between, Brian Shapiro ("Skyvue Trustee") as trustee of Skyvue Las Vegas, LLC ("Skyvue"), and Kavita Gupta ("Debtor Trustee"), as chapter 11 trustee for Desert Oasis Apartments, LLC ("Debtor"), by and through its

counsel of record (collectively, the “Parties”), and for good cause appearing:

IT IS HEREBY ORDERED that the Stipulation, attached hereto as Exhibit A, is approved in its entirety.

IT IS FURTHER HEREBY ORDERED that the parties stipulated and agreed that rather than cancellation, treatment of the Equity under Section 4.6 of the Plan shall be as follows: “No distributions shall be made on account of any member interests or other equity interests unless and until all creditors and administrative claimants have been paid in full.”

IT IS SO ORDERED.

Respectfully submitted by:

BRIAN D. SHAPIRO

/s/ Brian D. Shapiro

BRIAN D. SHAPIRO

Trustee in Bankruptcy

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Trustee of SkyVue Las Vegas, LLC

Bankruptcy Estate

NUTI HART LLP

/s/ Kevin W. Coleman

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Counsel to Kavita Gupta, Chapter 11 Trustee

EXHIBIT A

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DESERT OASIS APARTMENTS, LLC,

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Chapter 11

STIPULATION AMONG TRUSTEES

Hearing Date: March 11, 2021
Hearing Time: 1:30 p.m.

Brian Shapiro (“Skyvue Trustee”) as trustee of Skyvue Las Vegas, LLC (“Skyvue”), and Kavita Gupta (“Debtor Trustee”), as chapter 11 trustee for Desert Oasis Apartments, LLC (“Debtor”), by and through their respective counsel, hereby stipulate and agree as follows (the “Stipulation”):

WHEREAS Chapter 11 Trustee Kavita Gupta’s Joint Plan of Liquidation filed on January 26, 2021 [Doc. No. 239] (the “Plan”) proposed to cancel the membership interests (“Equity”) of Skyvue in Debtor. See Section 4.6 of the Plan.

WHEREAS such cancellation may be prohibited by 11 U.S. Code § 362, the automatic stay.

WHEREAS the Skyvue Trustee and the Debtor Trustee agree that it is unlikely that any distributions will be made on account of Equity.

1 **THEREFORE**, it is stipulated and agreed that rather than cancellation, treatment of the Equity
2 under Section 4.6 of the Plan shall be as follows: “No distributions shall be made on account of any member
3 interests or other equity interests unless and until all creditors and administrative claimants have been paid
4 in full.”

5 **IT IS SO STIPULATED AND AGREED.**

6 Dated this 3rd day of March, 2021.

Dated this 3rd day of March, 2021.

7 BRIAN D. SHAPIRO

NUTI HART LLP

8 */s/ Brian Shapiro*

/s/ Kevin Coleman

9 BRIAN D. SHAPIRO
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15 Trustee of SkyVue Las Vegas, LLC
16 Bankruptcy Estate

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